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Honorable Raymond J. Dearie  
Chief United States District Judge  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

Via ECF

February 22, 2010

Dear Chief Judge Dearie:

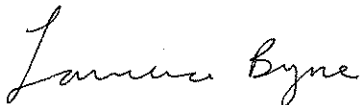
### **STMicroelectronics N.V. v. Credit Suisse Group, 08 Civ. 3201 (RJD)**

We respectfully submit this letter in response to plaintiff ST Microelectronics N.V.'s ("ST's") letter dated February 18, 2010 requesting leave to file an amended complaint and for discovery. We represent Credit Suisse Group ("CSG") in this matter and CSG respectfully opposes both of ST's requests.

This action relates to a prior completed arbitration between ST and CSG's indirect subsidiary, Credit Suisse Securities (USA) LLC, which is currently under review by the Honorable Deborah Batts of the United States District Court for the Southern District of New York. Following the commencement of that arbitration, ST filed this action against CSG and the case was assigned to the late Honorable Charles Sifton. As ST correctly notes, Magistrate Judge Levy previously ordered that discovery should be stayed pending this Court's decision on CSG's motion to dismiss this action in its entirety. Judge Sifton previously heard oral argument on CSG's motion which remains sub judice with this Court.

We stand ready to provide additional information regarding the history and nature of this dispute at the pre-motion conference next week. CSG would also like to address next week an appropriate briefing schedule that the Court would enter if ST is permitted to file a motion to amend the complaint and for discovery.

Respectfully submitted,



Lawrence Byrne

cc: Andrew Weissmann, Esq. (via ECF)

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